

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

THOMAS SCHANSMAN, et al.

Plaintiffs,

-against-

SBERBANK OF RUSSIA PJSC, et al.

Defendants.

No. 1:19-cv-02985-ALC-GWG

STIPULATION TO EXTEND THE DISCOVERY SCHEDULE

Plaintiffs Thomas Schansman, individually, as surviving parent of Quinn Lucas Schansman; Catharina Teunissen, individually, as surviving parent of, and as personal representative of the Estate of Quinn Lucas Schansman; Nerissa Schansman, individually, as surviving sibling of Quinn Lucas Schansman; and Xander Schansman, individually, as surviving sibling of Quinn Lucas Schansman (collectively, “Plaintiffs”); and Defendant VTB Bank PJSC (“VTB”), in the above-captioned case request, in accordance with Section 1.E of Your Honor’s Individual Practices, an extension of the discovery schedule that the Court ordered on December 28, 2022. *See* ECF No. 491.¹ This is the third request for extension of the discovery schedule since Your Honor’s original scheduling order of October 27, 2021.

The parties jointly propose the following amended schedule with respect to Plaintiffs’ claims against VTB:

¹ As the Court ordered previously, *see* ECF No. 491, Plaintiffs and Sberbank of Russia will submit a proposed schedule within seven (7) days after the Second Circuit Court of Appeals issues a mandate on Sberbank of Russia’s appeal for the completion of discovery as between Plaintiffs and Sberbank of Russia.

Event	Current Deadline	Proposed Deadline
All party document discovery in response to initial requests shall be substantially completed	June 19, 2023	November 30, 2023
Service of any additional requests for documents and interrogatories	November 16, 2023	February 29, 2024
Completion of all non-expert discovery	January 11, 2024	April 30, 2024
Parties may move to amend the pleadings or join any other parties	February 8, 2024	May 31, 2024
Expert disclosures on issues as to which the disclosing party bears the burden of proof as required by Rule 26(a)(2)(A), (B) or (C), including the identities and reports of experts	March 12, 2024	June 28, 2024
The disclosure of expert evidence intended by a party solely to contradict or rebut expert evidence on the same subject matter disclosed by the opposing party	May 14, 2024	August 30, 2024
Depositions of experts	July 16, 2024	October 31, 2024
Any request for permission to make a summary judgment motion	July 23, 2024	November 7, 2024

The Schansman family also requests that this be the last extension to the case schedule on account of VTB's Russian law objections, because VTB's failure to produce documents in this case "has had a severe and negative impact on the progress of this case." ECF No. 509. VTB reserves its right to argue that *Aerospatiale* does not require production of material prior to the conclusion of the Russian Ministry of Finance's review. Counsel for Plaintiffs (Jason P. Hipp and Susanna D. Evarts) met and conferred with counsel for VTB (Robert Landy and Nicolette Beuther) by telephone on September 7, 2023 at 1:00 PM for approximately 15 minutes. During the conference, counsel for VTB stated that it would agree not to request any further extensions to the

discovery schedule for VTB to collect and produce documents to the appropriate regulatory authorities, but that it was reserving its arguments under *Aerospatiale*.

AGREED (Except as indicated above):

/s/ Jason P. Hipp

Jason P. Hipp
Lee Wolosky
Jenner & Block LLP
1155 Avenue of the Americas
New York, NY 10036
(212) 891-1628
LWolosky@jenner.com
JHipp@jenner.com

Terri L. Mascherin (admitted *pro hac vice*)
Jenner & Block LLP
353 N. Clark St.
Chicago, IL 60654
(312) 923-2799
TMascherin@jenner.com

Counsel for Plaintiffs

/s/ Robert S. Landy

Robert S. Landy
Adam C. Ford
Arthur Kutoroff
Nicolette T. Beuther
275 Madison Avenue, 24th Floor
New York, New York 10016
rlandy@fordobrien.com
(212) 256-1047

Counsel for Defendant VTB Bank PJSC